
Public Utilities Commission of the State of California

William Ahern, Executive Director

Headquarters

505 Van Ness Avenue
San Francisco, CA 94102
(415) 703-2782

Southern California Office

320 West 4th Street, Suite 500
Los Angeles, CA 90013
(213) 576-7000

Website: <http://www.cpuc.ca.gov>

Online Calendar Archive: http://www.cpuc.ca.gov/daily_calendar_archive/

Daily Calendar **Wednesday, October 22, 2003**

- Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification of Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/Arbitrator's Reports/
- Advice Letter Filings
- Miscellaneous Transportation Items
- Miscellaneous Telecommunication Matters
- Adjournments/Resettings/Hearings Concluded
- Removals from Calendar
- New Settings
- Law and Motion Hearings
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code §1701.3(c))
- Notice of Ex Parte Communications



The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities.

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics.

If you plan to attend and need specialized accommodations for a particular meeting that are not listed in the notice, request them from the Public Advisor's Office at least three business days in advance of the meeting. Contact the Public Advisor's Office by any one of the following:

E-mail: public.advisor@cpuc.ca.gov
toll-free: 1-866-849-8390
Voice: 415-703-2074

FAX: 415-355-5404 (Attn.: Public Advisor)
TTY: 1-866-836-7825 (toll-free)
1-415-703-5282

REGULAR COMMISSION BUSINESS MEETINGS

October 30, 2003	10 am	San Francisco
November 13, 2003	10 am	San Francisco
December 4, 2003	10 am	San Francisco

COMMISSION RATESETTING DELIBERATIVE MEETINGS

(Not Open to the Public)

Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.

October 27, 2003	1:30 pm	San Francisco
November 7, 2003	1:30 pm	San Francisco
December 1, 2003	1:30 pm	San Francisco

OTHER COMMISSION MEETINGS**The Western Energy Market Access Forum**

October 22, 2003 8:30 am – 4 pm Comissioner Peevey	Hiram Johnson State Building 455 Golden Gate Avenue Auditorium San Francisco
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The *Western Energy Market Access Forum*, a one-day program hosted by the CPUC, and sponsored by National Association of Regulatory Utility Commissioners (NARUC) and the Department of Energy, will focus on utility Women/Minority Business Entrepreneur (WMBE) Development programs; regulatory models that increase marketplace participation and reduce barriers to market entry; and initiatives and opportunities in energy and telecommunications. The forum will also explore the portability and application of programs like the California Regulatory model in other states. The forum aims to encourage utility participation in WMBE market access programs, which includes gas, electricity, water and telecommunication markets and the procurement of all goods and services.

Speakers and participants include California PUC Commissioners, California utility CEO's and managers, and WMBE companies.

An agenda will be posted at www.cpuc.ca.gov. For further information please contact Art Jimenez, WMDVBE program manager at (415) 703-4112.

NOTICES**Delivery of Formal Pleadings for Filing**

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West 4th Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed ONLY to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

Charge for Commission Documents

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

Commission Resources Available for Rental

The auditorium, hearing rooms and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

SUBSCRIPTION INFORMATION

Subscription to Daily Calendar, Commission Meeting Agenda, and Draft Agenda Items

For information contact: California Public Utilities Commission
 Attention: Poly Arca
 505 Van Ness Avenue, Room 1003
 San Francisco, CA 94102
 Phone: (415) 703-1798
 Email: pol@cpuc.ca.gov

COMMISSIONER OFFICE HOURS**NONE****PUBLIC MEETING & WORKSHOPS****Public Meeting Notice – ULTS Administrative Committee**

October 22, 2003
 10 am - 12:30 pm

Public Utilities Commission
 505 Van Ness Avenue, Technical Library
 (Corner of Van Ness Avenue and McAllister Street)
 San Francisco

Universal Lifeline Telephone Service (ULTS) Trust Administrative Committee will meet on this day. Meeting packet including the agenda for this meeting is available at <http://www.cpus.ca.gov/static/industry/telco/public+programs/advisory+boards/ults.htm> or call Angela Young at 415-703-2837.

Public Meeting Notice – Deaf and Disabled Telecommunications Program

California Relay Service Advisory
 Committee (CRSAC)
 October 24, 2003
 10 am – 4 pm

DDTP Office
 505 14th Street, Suite 400
 Oakland

The CRSAC of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following:

PUBLIC MEETING AGENDA

I. Routine Business, A. Introductions, B. Agenda Modifications and Approval, C. Public Input – Morning Session, D. Review of Minutes of the Previous Meeting, E. Action Items, F. CRS Report (Sprint and MCI Representatives), 1. Data Report – Sprint, 2. Data Report – MCI, 3. Speech-to-Speech Report, G. CRS Contract Manager's Report, H. DDTP Staff Reports, 1. Field Operations, 2. Consumer Affairs, 3. Outreach, 4. Marketing, I. Telecommunications Division Report, II. Public Input – Afternoon Session, III. Status of New CRS Contracts, IV. Contract Extensions for Sprint and MCI, V. Proposed Procedure Regarding Proxies, VI. Discussion on CapTel Trial Program, VII. Introduction of Non-voting Liaisons, VIII. Presentation of New Conflict of Interest and Disclosure Form by CPUC LD, IX. Review of Nominees, X. Appointment of Nomination Subcommittee, XI. Report from CRSAC Representative to TADDAC, XII. Member Reports, XIII. Future Meetings and Locations, and XIV. Adjournment.

Meeting Information

For more information, please contact Jane Elin, DDTP Committee Coordinator at (510) 302-1100 x110 voice or (510) 302-1118 TTY.

Environmental Notice

People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

Public Workshop Notice – 2-Part Real Time Pricing Workshop (Updated – 10/20/03)

October 28, 2003

California State Building

10 am – 4 pm

455 Golden Gate Avenue
San Diego Rooms B & C
San Francisco

D.03-06-032 directs Working Group 2 of the Demand Response rulemaking (R.02-06-001) to develop a pilot, pilots or consider other alternatives to test two-part Real Time Pricing (RTP) tariff design features. This will be the second workshop in the working group process of exploring the concept of two-part RTP. Contact: Bruce Kaneshiro at (415) 703-1187 or bsk@cpuc.ca.gov

Workshop Notice - R95-04-043/I95-04-044 (FCC Triennial Review Phase)

November 17, 2003
10 am

Public Utilities Commission
505 Van Ness Avenue, Hearing Room A
(Corner of Van Ness Avenue and McAllister Street)
San Francisco

This workshop shall be convened as a collaborative for parties to seek consensus on the Batch Hot Cut Process pursuant to the Nine-Month FCC Triennial Review.

Workshop Notice - R95-04-043/I95-04-044 (FCC Triennial Review Phase)

December 4, 2003
10 am

Public Utilities Commission
505 Van Ness Avenue, Hearing Room A
(Corner of Van Ness Avenue and McAllister Street)
San Francisco

This workshop shall be convened as a collaborative for parties to seek consensus on loop and transport issues pursuant to the Nine-Month FCC Triennial Review.

**NOTICE OF DRAFT RESOLUTIONS
(Pursuant to PU Code § 311(g))**

The Telecommunications Division has prepared Resolution T-16771 for the October 30, 2003, Commission Agenda. This resolution authorizes The Ponderosa Telephone Company \$3,774,297 in California High Cost Fund-A (CHCF-A) support for test year 2004. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Larry Hirsch
Telecommunications Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102

http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30232.doc

The Telecommunications Division has prepared Resolution T-16755 for the October 30, 2003, Commission Agenda. This resolution authorizes The Pinnacles Telephone Company \$300,400 in California High Cost Fund-A (CHCF-A) support for test year 2004. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Jerry Shiu
Telecommunications Division
California Public Utilities Commission

505 Van Ness Avenue
San Francisco, CA 94102 or (415) 703-1233

http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30220.doc

The Telecommunications Division has prepared Resolution T-16764 for the October 30, 2003, Commission Agenda. This resolution authorizes The Ducor Telephone Company \$1,907,645 in California High Cost Fund-A (CHCF-A) support for test year 2004. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Eric Van Wambeke
Telecommunications Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102 or (415) 703-2896

http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30228.doc

The Telecommunications Division has prepared Resolution T-16762 for the October 30, 2003, Commission Agenda. This resolution authorizes The Cal-Ore Telephone Company \$1,620,332 in California High Cost Fund-A (CHCF-A) support for test year 2004. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Rudy Sastra
Telecommunications Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102 or (415) 703-2673

http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30226.doc

The Telecommunications Division has prepared Resolution T-16756 for the October 30, 2003, Commission Agenda. This resolution authorizes The Calaveras Telephone Company \$1,408,640 in California High Cost Fund-A (CHCF-A) support for test year 2004. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Nazmeen Rahman
Telecommunications Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102 or (415) 703-1625

http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30222.doc

The Telecommunications Division has prepared Resolution T-16773 for the October 30, 2003, Commission Agenda. This resolution accepts Verizon's annual intrastate earnings advice letter filing, subject to any corrections or adjustments. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Charles Christiansen
Telecommunications Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102 or (415) 703-1901

http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30243.doc

The Telecommunications Division has prepared Resolution T-16774 for the October 30, 2003, Commission Agenda. This resolution accepts Citizen Telecommunications Company's annual intrastate shareable earnings advice letter filing, subject to any corrections or adjustments. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Charles Christiansen
Telecommunications Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102 or (415) 703-1901

http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30248.doc

The Telecommunications Division has prepared Resolution T-16772 for the October 30, 2003, Commission Agenda. This resolution accepts SBC's annual earnings advice letter filing, subject to any corrections or adjustments. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Charles Christiansen
Telecommunications Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102 or (415) 703-1901

http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30240.doc

NOTICE OF RESOLUTION TO DISCLOSE INVESTIGATIVE REPORT

Draft Resolution Authorizing Disclosure of Commission Consumer Services Division (Utilities Safety Branch) Records Pursuant to a Subpoena by Timothy Smith, Esq., on behalf of Timothy Fielding, seeking disclosure of Commission staff investigative records relating to a trench collapse on September 16, 2001 at Dry Creek Road, Rio Linda, California (Incident No. GIR20010916-01).

A draft resolution (L-306) by the Legal Division authorizing disclosure of the Utilities Safety Branch's investigative report concerning Incident No. GIR20010916-01, is scheduled for consideration on the October 30, 2003 Commission meeting agenda. The Commission may vote on this resolution at that time, or it may postpone a vote. The Commission may adopt all or part of L-306, amend or modify it, or set it aside and prepare a different resolution.

On September 30, 2003, the draft resolution was circulated to the requesting party and the subject utility, Pacific Gas and Electric Company, pursuant to Public Utilities Code

Section 311(g) and Rules 77.7 and 81 of the Commission's Rules of Practice and Procedure. Interested parties may review the draft resolution and service list at the "Currently Open for Comment" section of the Commission's Internet site at cpuc.ca.gov.

The Commission will consider the draft resolution at its October 30, 2003 meeting. Interested parties may file comments on the draft resolution, and may file replies to comments. An original and 2 copies of comments must be filed with the Legal Division by October 20, 2003, at the address set forth below. Reply comments must be filed by October 27, 2003.

Commenters must also serve comments, and reply comments, on the service list, and send copies of comments and reply

comments by electronic mail to the e-mail address below. Comments shall focus on factual, legal or technical error in the draft resolution, and reply comments shall be limited to identifying misrepresentations of law and fact contained in the comments of other parties. (Rule 77.7.) Parties may view comments at the Commission's San Francisco Office.

Fred Harris
Legal Division
California Public Utilities Commission
505 Van Ness Avenue, Room 5002
San Francisco, CA 94102
Telephone: (415) 703-1557 E-mail: fnh@cpuc.ca.gov

The Telecommunications Division has prepared Resolution T-16775 for the October 30, 2003, Commission Agenda. This resolution accepts Roseville Telephone Company's annual intrastate earnings advice letter filing, subject to any corrections or adjustments. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Charles Christiansen
Telecommunications Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102
Telephone: (415) 703-1901

http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30300.doc

The Telecommunications Division has prepared Resolution T-16783 for the November 13, 2003, Commission Agenda. This Resolution authorizes Cingular Wireless to deviate from Public Utilities Code Section 320 to apply an aerial strand and to install its wireless facility within 1,000 feet of Highway 50, a scenic highway located in El Dorado, County, California. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311 (g)(1).

Any questions or comments should be directed to:

Rudy Sastra
Telecommunications Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102 or (415) 703-2673

http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/30569.doc

NEW FILINGS

- | | |
|----------|---|
| 10/16/03 | A03-10-042 - Global Star Telecom, LLC, for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. |
| 10/16/03 | I03-10-038 - Investigation on the Commission's own motion into the operations and practices of the Conlin-Strawberry Water Co. Inc. (U-177-W), and its owner/operator, Danny T. Conlin; notice of opportunity for hearing; and Order to Show Cause why the Commission should not petition the Superior Court for a receiver to assume possession and operation of the Conlin-Strawberry Water Co. Inc. pursuant to the California Public Utilities Code Section 855. |

10/16/03 **A03-10-043** - PNG Telecommunications, Inc., dba PowerNet Global Communications (U 5673-C)(U 6336-C), for a Certificate of Public Convenience and Necessity to provide Facilities-based Local Exchange and Interexchange Telecommunications Services within the State of California. (PUBLIC VERSION).

PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

10/20/03 **C03-05-025** – Utility Audit Company, Inc. vs. Southern California Gas Company (U 904-G) for an order that defendant make refunds to a specified customer based on the proper allocation of baseline allowances for a certain prior period; **Application for Rehearing of Decision 03-09-053 by Utility Audit Company, Inc.**

DRAFT DECISIONS * PROPOSED DECISIONS * ALTERNATES * PRESIDING OFFICER'S DECISION * ARBITRATOR'S REPORTS

NONE

ADVICE LETTER FILINGS

To inquire about a filing, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028).

To protest a filing, mail the original letter/telegram to the Chief of the appropriate division (i.e., "Chief, [Energy, Telecommunications or Water] Division"), to be received no later than 20 days after the date the Advice Letter was filed. Effective TBD" means that the date is to be determined by further Commission action. A date listed as "anticipated effective" may be subject to change. An Advice Letter Supplement is not a new filing, and there is no protest period unless indicated.

10/01/03	Telecom 856	ROSEVILLE TELEPHONE COMPANY, Price floor compliance filing (effective TBD)
10/01/03	Telecom 10621	VERIZON CALIFORNIA, INC., Annual price cap filing (effective TBD)
10/03/03	Telecom 259	MCI WORLDCOM COMMUNICATIONS, INC., To introduce local line pricing via UNE-P; make language changes to existing plans. (effective TBD)
10/06/03	Telecom 198	MPOWER COMMUNICATIONS CORP., Reinstates the MpowerOffice Integrated Promotion through December 31, 2003. (effective TBD)
10/06/03	Telecom 217	TIME WARNER TELECOM OF CALIFORNIA, L.P., contract (effective TBD)
10/07/03	Telecom 172	US TELEPACIFIC CORPORATION, ESTABLISH NEW PROMOTION (effective TBD)
10/07/03	Telecom 377	VERIZON SELECT SERVICES, INC., add OPTION 4 AND MAKE CHANGES TO THE ONE WIDE AREA NETWORK (effective TBD)
10/08/03	Telecom 174	COX CALIFORNIA TELCOM II, LLC., ADD BUSINESS OPTIONAL CALLING PLAN (effective TBD)

10/08/03	Telecom 261	MCI WORLDCOM COMMUNICATIONS, INC., To increase monthly recurring charge and minimum usage charge. (effective TBD)
10/08/03	Telecom 262	MCI WORLDCOM COMMUNICATIONS, INC., To make textual correction due to a minor typographical error on Basic Calling Promotion AAA. (effective TBD)
10/08/03	Telecom 225	TCG LOS ANGELES, CONTRACT (effective TBD)
10/08/03	Telecom 231	TCG LOS ANGELES, CONTRACT (effective TBD)
10/08/03	Telecom 232	TCG LOS ANGELES, AMENDED CONTRACT (effective TBD)
10/08/03	Telecom 26	TELSCAPE COMMUNICATIONS, INC., INTRODUCE NEW LONG DISTANCE RATE PLAN, CLARIFY SCOPE OF LONG DISTANCE CALLING (effective TBD)
10/09/03	Telecom 2779	AT&T COMMUNICATIONS OF CALIFORNIA, INC, amended contract (effective TBD)
10/09/03	Telecom 2780	AT&T COMMUNICATIONS OF CALIFORNIA, INC, AMENDED CONTRACT (effective TBD)
10/09/03	Telecom 24268	PACIFIC BELL, Amendment No. 6 with Backbone Communications, Inc. (effective TBD)
10/09/03	Telecom 24269	PACIFIC BELL, Contracts (effective TBD)
10/09/03	Telecom 24271	PACIFIC BELL, Contracts (effective TBD)
10/09/03	Telecom 24272	PACIFIC BELL, Amendment No. 1 with PhoneCo, LP (effective TBD)
10/09/03	Telecom 10626	VERIZON CALIFORNIA, INC., Contract (effective TBD)
10/10/03	Telecom 200	MPOWER COMMUNICATIONS CORP., Adds a Nonrecurring DID number changes charge and a new installation charge when the customer moves within the term of service for the Local Primary Interface (PRI) Trunks. (effective TBD)
10/10/03	Telecom 147	PACIFIC BELL, End promotional offering on Category II Service - Call Forwarding and Three Way Calling (effective TBD)
10/14/03	Telecom 39	BELLSOUTH LONG DISTANCE, INC. CORP., contract (effective TBD)
10/14/03	Telecom 201	MPOWER COMMUNICATIONS CORP., Waiving nonrecurring installation charges for new residential customers subscribing to Total Service Residential Package during the term of this promotion. (effective TBD)
10/14/03	Telecom 76	VYCERA COMMUNICATIONS, INC., Addition of Electronic Billing Detail Records Charge. (effective TBD)
10/14/03	Telecom 130	Z-TEL COMMUNICATIONS, INC., INTRODUCE NEW MARKET TRIALS, REMOVES EXPIRED MARKET TRIALS (effective TBD)
10/14/03	Telecom 133	Z-TEL COMMUNICATIONS, INC., INTRODUCE PVA DIRECTORY ASSISTANCE, Z- LINE BUSINESS LONG DISTANCE WITH PVA AND REVISE TEXT FOR MEMBER TO MEMBER SERVICE (effective TBD)

10/15/03	Telecom 263	MCI WORLDCOM COMMUNICATIONS, INC., To introduce 0+ Guardian Service. (effective TBD)
10/15/03	Telecom 202	MPOWER COMMUNICATIONS CORP., Adds Primary Rate Interface to the Alphabetical List of Services, reinstates language to residential service. (effective TBD)
10/15/03	Telecom 233	TCG LOS ANGELES, CONTRACT (effective TBD)
10/16/03	Telecom 323-B	KERMAN TELEPHONE COMPANY, Supplements A.L.No.323 , ESTABLISH A PROMOTIONAL CAMPAIGN SCHEDULE (effective TBD)
10/16/03	Telecom 24292	PACIFIC BELL, Special Access, Sonet Ring and Access Service (SRAS) and, dedicated OC-192 SONET Ring, add new Ether (effective TBD)
10/17/03	Energy 2489G	PACIFIC GAS & ELECTRIC COMPANY, Clean-up of tariffs - backbone transmission schedules and Rule 21 (anticipated effective 11/26/03)
10/17/03	Telecom 4	FREEDOMSTARR COMMUNICATIONS, INC., ICA adoption of the Reciprocal Compensation appendix between Pacific Bell and Fones4All. (effective TBD)
10/20/03	Energy 2490G	PACIFIC GAS & ELECTRIC COMPANY, Tariff clean-up to nonresidential Schedules and Rule 14 (anticipated effective 11/29/03)

ADVICE LETTER SUSPENSIONS (Pursuant to M-4801, 04/19/01)

To inquire about a suspension, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028).

NONE

ADVICE LETTER PROTESTS

To inquire about a protest, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028). To obtain a copy of the protest, please direct your request to the protestor.

10/20/03	Energy 1749E	SOUTHERN CALIFORNIA EDISON COMPANY, Tariff Revisions Necessary to Clarify Customer Eligibility for Exemption from Applicability of Schedule S Pursuant to Decision 03-04-060. Protest by Joint Parties.
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MISCELLANEOUS TRANSPORTATION ITEMS Filings with Consumer Protection and Safety Division

NONE

MISCELLANEOUS TELECOMMUNICATION MATTERS

NONE

TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS

10/17/03 ALJ Galvin	A.03-04-022 - Application of Southern California Edison Company (U 338-E) For Approval of its 2003 Revenue Requirement and Related estimates Under the Energy Resource Recovery Account (ERRA): For Approval of its 2003 AB57 Trigger and Threshold Amounts; and For Approval of a Proposed Scope and Schedule for ERRA Proceedings.
10/20/03 ALJ Barnett	I.02-04-026 - Order Instituting Investigation into the ratemaking implications for Pacific Gas and Electric Company (PG&E) pursuant to the Commission's Alternative Plan of Reorganization under Chapter 11 of the Bankruptcy Code for PG&E, in the United States Bankruptcy Court, Northern District of California, San Francisco Division, In re Pacific Gas and Electric Company, Case No. 01-30923 DM. (U 39 M)

ADJOURNMENTS * RESETTINGS * HEARINGS CONCLUDED

ALJ Brown	A.03-07-032 - In the Matter of the Application of SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E) for Approval of a Power Purchase Agreement under PUHCA Section 32(k) Between the Utility and a Wholly-Owned Subsidiary and for Authority to Recover the Costs of Such Power Purchase Agreement in Rates, Evidentiary Hearing held and continued to October 22
ALJ Long	A.02-12-027 - Application of SOUTHERN CALIFORNIA GAS COMPANY for authority to update its gas revenue requirement and base rates. (U 904 G), and A.02-12-028 - Application of SAN DIEGO GAS & ELECTRIC COMPANY for authority to update its gas and electric revenue requirement and base rates. (U 902-M), and I.03-03-016 - Order Instituting Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Gas Company and San Diego Gas & Electric Company, Evidentiary Hearing held and continued to October 22

REMOVALS FROM CALENDAR

NONE

NEW SETTINGS

12/8/03 11:00 a.m. ALJ Malcolm Comr Lynch	R.03-09-006 (PHC) - Order Instituting Rulemaking on the Commission's Own Motion for the Purpose of Considering Policies and Rules Governing Utility Construction Contracting Process. Commission Courtroom, San Francisco
12/11/03 1:30 p.m. ALJ Bushey Comr Wood	A.03-04-025 (PHC) - In the Matter of the Application of San Gabriel Valley Water Company (U 377 W) for Authority to Implement a Low-Income Rate in Its Los Angeles Division in Compliance with Decision 02-10-058 in Application 01-10-028, Commission Courtroom, San Francisco

1/20/04 **R.95-04-043 (PHC)** - Order Instituting Rulemaking on the Commission's Own Motion into Competition for Local Exchange Service, and
 10:00 a.m. **I.95-04-044** - Order Instituting Investigation on the Commission's Own Motion into Competition for Local Exchange Service,
 ALJ Pulsifer **Commission Courtroom, San Francisco**
 Comr Kennedy

1/26/04 **R.95-04-043 (EH)** - Order Instituting Rulemaking on the Commission's Own Motion into Competition for Local Exchange Service, and
 10:00 a.m. **I.95-04-044** - Order Instituting Investigation on the Commission's Own Motion into Competition for Local Exchange Service,
 ALJ Pulsifer **Commission Courtroom, San Francisco**
 Comr Kennedy **(also January 27 – 30 and February 2 – 6 at 9:00 a.m.)**

LAW AND MOTION

Law and Motion Hearings are held before Administrative Law Judge Sarah R. Thomas and Peter Allen at 10:00 a.m. in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

10/30/03 **I.02-11-040 (LM)** - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001,
 1:00 p.m. **Commission Courtroom, San Francisco**
 ALJ Thomas
 Comr Lynch

11/3/03 NONE SCHEDULED
 10:00 a.m.

11/10/03 NONE SCHEDULED
 10:00 a.m.

FINAL ORAL ARGUMENTS (FOA)

NONE

HEARINGS

Dates in parentheses following the word "also" are subject to change without notice. The assigned Commissioner's name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

(PHC) = Prehearing Conference
(EH) = Evidentiary Hearing
(PPH) = Public Participation Hearing
(IAM) = Initial Arbitration Meeting
(M) = Mediation

(ECP) = Expedited Complaint Procedure
(OSC) = Order to Show Cause
(WS) = Workshop
(FPH) = Full Panel Hearing
(AH) = Arbitration Hearing

(CA) = Closing Argument
(LM) = Law & Motion
(OA) = Oral Argument

- 10/22/03**
9:00 a.m.
ALJ Brown
Comr Peevey
A.03-07-032 (EH) - In the Matter of the Application of SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E) for Approval of a Power Purchase Agreement under PUHCA Section 32(k) Between the Utility and a Wholly-Owned Subsidiary and for Authority to Recover the Costs of Such Power Purchase Agreement in Rates,
Commission Courtroom, San Francisco
(Also October 23 – 24)
- 10/22/03**
9:30 a.m.
ALJ Long
Comr Wood
A.02-12-027 (EH) - Application of SOUTHERN CALIFORNIA GAS COMPANY for authority to update its gas revenue requirement and base rates. (U 904 G), and
A.02-12-028 - Application of SAN DIEGO GAS & ELECTRIC COMPANY for authority to update its gas and electric revenue requirement and base rates. (U 902-M), and
I.03-03-016 - Order Instituting Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Gas Company and San Diego Gas & Electric Company,
Commission Courtroom, San Francisco
(also October 23 – 24; October 27 – 28 and November 12 – 14)
- 10/27/03**
10:00 a.m.
ALJ Allen
Comr Brown
A.00-11-038 (EH) - Application of Southern California Edison Company (U 338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs, and
A.00-11-056 - Emergency Application of Pacific Gas and Electric Company To Adopt a Rate Stabilization Plan, and
A.00-10-028 - Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527,
Commission Courtroom, San Francisco
(also October 28 – 31 and November 3 – 4)
- 10/28/03**
10:00 a.m.
ALJ Thorson
Comr Brown
A.03-01-034 (EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to increase Rates for Water Service in its Palos Verdes District, and
A.03-01-035 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Oroville District, and
A.03-01-036 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Selma District, and
A.03-01-037 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Dominguez District,
Commission Courtroom, San Francisco
- 10/28/03**
10:00 a.m.
ALJ Patrick
C.03-09-017 (ECP) - Maelyn Erickson, Complainant, vs. Southern California Edison Company, Defendant,
Department of Transportation, District 5, Sycamore Room, 50 Higuera Street, San Luis Obispo, CA
- 10/28/03**
10:00 a.m.
ALJ Vieth
Comr Wood
C.03-09-027 (TELEPHONIC PHC) - Angelica Garcia a.k.a. Angelica Medrano, Complainant, vs. Southern California Edison Company, Defendant,
Commission Courtroom, San Francisco
- 10/29/03**
9:30 a.m.
ALJ Malcolm
Comr Peevey
R.03-09-007 (PHC and WS) - Order Instituting Rulemaking to Implement Portions of AB 117 Concerning Community Choice Aggregation,
Commission Courtroom, San Francisco
- 10/29/03**
10:00 a.m.
ALJ Walker
Comr Kennedy
A.02-07-021 (PHC) - In the Matter of the Application of Southern California Water Company (U 133 W) for an Order pursuant to Public Utilities Code Section 851 Approving a Settlement Agreement that will Convey Water Rights in the Culver City Customer Service Area,
Commission Courtroom, San Francisco

- 10/29/03**
2:00 p.m.
ALJ McVicar
Comr Peevey
A.03-03-029 (PHC) - In the Matter of the Application of San Diego Gas & Electric Company for Authority to Make Various Electric Rate Design Changes, Close Certain Rates, and Revise Cost Allocation Among Customer Classes Effective, January 1, 2004 (U 902-E),
Commission Courtroom, San Francisco
- 10/30/03**
1:00 p.m.
ALJ Thomas
Comr Lynch
I.02-11-040 (LM) - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001,
Commission Courtroom, San Francisco
- 10/31/03**
10:00 a.m.
ALJ Walwyn
Comr Peevey
R.01-10-024 (PHC) - Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development. (PHC on SDG&E Motion/Calpine Issues),
Commission Auditorium, San Francisco
- 11/3/03**
10:00 a.m.
ALJ McVicar
Comr Peevey
A.03-03-029 (EH) - In the Matter of the Application of San Diego Gas & Electric Company for Authority to Make Various Electric Rate Design Changes, Close Certain Rates, and Revise Cost Allocation Among Customer Classes Effective, January 1, 2004 (U 902-E),
Commission Courtroom, San Francisco
(also November 4 – 7; and November 10; November 12 – 14)
- 11/3/03**
10:00 a.m.
ALJ DeUlloa
Comr Brown
A.03-06-040 (EH) - In the Matter of the Application of SOUTHERN CALIFORNIA GAS COMPANY In Compliance with Resolution G-3334 For a System of Firm, Tradable Receipt Point Capacity Rights and Related Provisions (U 904 G),
Commission Courtroom, San Francisco
(also November 4 – 7)
- 11/5/03**
10:00 a.m.
ALJ Mattson
Comr Kennedy
A.03-09-008 (PHC) - In the Matter of the Application of Southern California Gas Company (U904 G) For Authority to Revise its Rates Effective January 1, 2005, in its Biennial Cost Allocation Proceeding, and
A.03-09-031 - In the Matter of the Application of San Diego Gas & Electric Company (U904 G) For Authority to Revise its Rates Effective January 1, 2005, in its Biennial Cost Allocation Proceeding,
Commission Courtroom, San Francisco
- 11/6/03**
10:00 a.m.
ALJ Simon
Comr Brown
C.02-11-011 (PHC) - Telscape Communications, Inc. (U-6589-C), Complainant, vs. Pacific Bell Telephone Company (U-1001-C), Defendant,
Commission Courtroom, San Francisco
- 11/7/03**
10:00 a.m.
ALJ DeBerry
Comr Wood
R.99-11-022 (PHC) – Order Instituting Rulemaking Into Implementation of Pub. Util. Code § 390,
Commission Courtroom, San Francisco
- 11/13/03**
10:00 a.m.
ALJ Thomas
Comr Kennedy
C.03-02-003 (M) - Oakland Unified School District, Complainant, vs. TCG San Francisco (U-5454-C), and AT&T Communications of California (U-5002-C), Defendants,
Commission Courtroom, San Francisco
- 11/14/03**
10:00 a.m.
ALJ Bushey
Comr Kennedy
C.03-02-003 (PHC) - Oakland Unified School District, Complainant, vs. TCG San Francisco (U-5454-C), and AT&T Communications of California (U-5002-C), Defendants,
Commission Courtroom, San Francisco

11/17/03
9:00 a.m.
ALJ Simon
Comr Brown
C.02-11-011 (EH) - Telscape Communications, Inc. (U-6589-C), Complainant, vs. Pacific Bell Telephone Company (U-1001-C), Defendant,
Commission Courtroom, San Francisco
(also November 18 - 21)

11/17/03
10:00 a.m.
ALJ McKenzie
Comr Wood
C.92-04-007 (EH) - Communications Workers of America, Local 9415, Kathleen Kinchius, President, Complainant, vs. Pacific Bell, (U 1001 C), Defendant,
Commission Courtroom, San Francisco
(also November 18)

11/18/03
10:00 a.m.
ALJ Walker
Comr Kennedy
A.03-05-039 (EH) - Application for Ex Parte Approval of an Interim Alternative Plan for Protection of the Public Pursuant to General Order 120-C, Sections 3(E) and 6, and
P.03-05-040 - Petition to Adopt, Amend, or Repeal a Regulation Pursuant to Pub. Util. Code Section 1708.5,
Commission Courtroom, San Francisco
(also November 19 – 21)

11/18/03
2:00 p.m.
ALJ TerKeurst
Comr Lynch
A.02-09-043 (PPH) - In the Matter of the Application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity Authorizing the Construction of the Jefferson-Martin 230 kV Transmission Project.,
San Mateo City Hall Council Chamber, 330 West 20th Avenue, San Mateo, CA

11/18/03
7:00 p.m.
ALJ TerKeurst
Comr Lynch
A.02-09-043 (PPH) - In the Matter of the Application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity Authorizing the Construction of the Jefferson-Martin 230 kV Transmission Project,
War Memorial Building, San Bruno Recreation Center, Meeting Room A/B, Crystal Springs Ave @ Oak Ave., San Bruno, CA

11/19/03
10:00 a.m.
ALJ Patrick
C.03-09-046 (ECP) - Marcy A. Warner, Complainant, vs. Pacific Bell Telephone Company, dba SBC California, Defendant,
Commission Courtroom, San Francisco

11/19/03
10:00 a.m.
ALJ Malcolm
Comr Peevey
R.03-08-018 (PHC) - Order Instituting Rulemaking to Review Policies Concerning Intrastate Carrier Access Charges,
Commission Courtroom, San Francisco

11/20/03
10:00 a.m.
ALJ Allen
Comr Brown
Comr Lynch
A.00-11-038 (PHC) - Application of Southern California Edison Company (U 338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs, and
A.00-11-056 - Emergency Application of Pacific Gas and Electric Company To Adopt a Rate Stabilization Plan, and
A.00-10-028 - Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527,
Commission Courtroom, San Francisco

11/20/03
1:00 p.m.
ALJ Patrick
C.03-10-036 (ECP) - Arthur J. Robbins, Complainant, vs. Comcast Phone of California, LLC (formerly, AT&T Broadband Phone of California, LLC), Defendant.
Commission Courtroom, San Francisco

11/24/03
12:00 noon
ALJ Barnett
C.03-09-041 (ECP) – Continental Building Control Systems, Inc., Complainant, vs. Allegiance Telecom of California, Inc., Defendant,
Commission Courtroom, State Office Building, 320 West 4th Street, Suite 500, Los Angeles, CA

11/24/03
1:00 p.m.
ALJ Barnett
C.03-06-024 (ECP) - Mark Tzalka, Complainant, vs. Southern California Gas Company, Defendant,
Commission Courtroom, State Office Building, 320 West 4th Street, Suite 500, Los Angeles, CA

- 11/26/03**
2:00 p.m.
ALJ Barnett
Comr Wood
C.01-01-032 (PHC) - Enron Energy Services, Inc. and Enron Energy Marketing Corp., Complainants, vs. Pacific Gas and Electric Company, Defendant, and
C.01-01-051 - Aps Energy Services Company, Inc., Complainant, vs. Pacific Gas And Electric Company, Defendant, and
C.01-09-011 - Enron Energy Services, Inc. and Enron Energy Marketing Corp., Complainants, vs. Pacific Gas and Electric Company, Defendant,
Commission Courtroom, San Francisco
- 12/2/03**
10:00 a.m.
ALJ O'Donnell
Comr Brown
R.03-03-017 (PHC) - Order Instituting Rulemaking on the Commission's own Motion to re-examine the underlying issues involved in the submetering discount for mobile home parks and to stay D.01-08-040, and
I.03-03-018 - Order Instituting Investigation on the Commission's own Motion to re-examine the underlying issues involved in the submetering discount for mobile home parks and to stay D.01-08-040, and
C.00-01-017 - Robert Hambly, for Himself and, On Behalf of the Residents of Los Robles Mobilehome Park, Complainant, vs. Hillsboro Properties, a California Limited Partnership, and the City of Novato, Defendants,
Commission Courtroom, San Francisco
- 12/4/03**
9:00 a.m.
ALJ Terkeurst
Comr Lynch
A.02-09-043 (EH) - In the Matter of the Application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity Authorizing the Construction of the Jefferson-Martin 230 kV Transmission Project,
Commission Courtroom, San Francisco
(also December 5 and December 8 – 10) (Note: December 8 at 10:00 a.m. and the remaining days at 9:00 a.m.)
- 12/4/03**
2:00 p.m.
ALJ Grau
Comr Brown
R.03-09-029 (PHC) - Order Instituting Rulemaking Regarding Cost Responsibility Surcharges for County and Municipal Water Districts Which Generate Their Own Electricity Pursuant To SB 1755,
Commission Courtroom, San Francisco
- 12/8/03**
11:00 a.m.
ALJ Malcolm
Comr Lynch
R.03-09-006 (PHC) - Order Instituting Rulemaking on the Commission's Own Motion for the Purpose of Considering Policies and Rules Governing Utility Construction Contracting Process.
Commission Courtroom, San Francisco
- 12/8/03**
2:00 p.m.
ALJ Vieth
Comr Wood
I.02-06-003 (OA) - Investigation on the Commission's own motion into the operations, practices, and conduct of Pacific Bell Wireless LLC dba Cingular Wireless, U-3060, U-4135 and U-4314, and related entities (collectively "Cingular") to determine whether Cingular has violated the laws, rules and regulations of this State in its sale of cellular telephone equipment and service and its collection of an Early Termination Fee and other penalties from consumers,
Commission Courtroom, San Francisco
- 12/9/03**
10:00 a.m.
ALJ Brown
Comr Brown
A.03-02-027 (EH) - Application of SFPP, LP pursuant to Commission Resolution No. 0-0043 issued October 24, 2002,
Commission Courtroom, San Francisco
(also December 10 - 12)
- 12/11/03**
1:30 p.m.
ALJ Bushey
Comr Wood
A.03-04-025 (PHC) - In the Matter of the Application of San Gabriel Valley Water Company (U 377 W) for Authority to Implement a Low-Income Rate in Its Los Angeles Division in Compliance with Decision 02-10-058 in Application 01-10-028,
Commission Courtroom, San Francisco

- 1/12/04**
10:00 a.m.
ALJ Fukutome
Comr Lynch
A.03-05-035 (EH) - In the Matter of the Application of SAN JOSE WATER COMPANY (U 168 W) for an Order authorizing it to increase rates charged for water service by \$25,793,000 or 18.20% in 2004; by \$5,434,000 or 3.24% in 2005; and by \$5,210,000 or 3.01% in 2006,
Commission Courtroom, San Francisco
(Also January 13 - 16)
- 1/12/04**
10:00 a.m.
ALJ Pulsifer
Comr Kennedy
R.95-04-043 (EH) - Order Instituting Rulemaking on the Commission's Own Motion into Competition for Local Exchange Service, and
I.95-04-044 - Order Instituting Investigation on the Commission's Own Motion into Competition for Local Exchange Service,
Commission Courtroom, San Francisco
(also January 13 - 16)
- 1/12/04**
4:00 p.m. &
7:00 p.m.
ALJ Walker
Comr Brown
A.01-10-047 (PPH) - In the Matter of the Application of the City of Oxnard for Authorization to construct Camino Del Sol, a public street, across the railroad tracks of the Union Pacific Railroad Company in the City of Oxnard, County of Ventura,
Oxnard City Hall Council Chamber, 305 West 3rd Street, Oxnard, CA
- 1/13/04**
9:00 a.m.
ALJ Walker
Comr Brown
A.01-10-047 (EH) - In the Matter of the Application of the City of Oxnard for Authorization to construct Camino Del Sol, a public street, across the railroad tracks of the Union Pacific Railroad Company in the City of Oxnard, County of Ventura,
Oxnard City Hall Council Chamber, 305 West 3rd Street, Oxnard, CA
(also January 14 - 16)
- 1/13/04**
9:30 a.m.
ALJ Duda
Comr Peevey
R.93-04-003 (WS) (Verizon UNE Phase) - Rulemaking on the Commission's Own Motion to Govern Open Access to Bottleneck Services and Establish A Framework for Network Architecture Development of Dominant Carrier Networks, and
I.93-04-002 - Investigation on the Commission's Own Motion into Open Access and Network Architecture Development of Dominant Carrier Networks,
San Francisco Civic Center Complex, 455 Golden Gate Avenue, Hearing Room 9, San Francisco, CA
(also January 14 - 15)
- 1/20/04**
10:00 a.m.
ALJ Allen
Comr Brown
Comr Lynch
A.00-11-038 (EH) - Application of Southern California Edison Company (U 338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs, and
A.00-11-056 - Emergency Application of Pacific Gas and Electric Company To Adopt a Rate Stabilization Plan, and
A.00-10-028 - Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527,
Commission Courtroom, San Francisco
(Also January 21 – 23 at 9:00 a.m.)
- 1/20/04**
10:00 a.m.
ALJ Pulsifer
Comr Kennedy
R.95-04-043 (PHC) - Order Instituting Rulemaking on the Commission's Own Motion into Competition for Local Exchange Service, and
I.95-04-044 - Order Instituting Investigation on the Commission's Own Motion into Competition for Local Exchange Service,
Commission Courtroom, San Francisco

- 1/26/04**
9:30 a.m.
ALJ Simon
Comr Kennedy
- A.03-01-013 (EH)** - Application of the Pasadena Avenue Monterey Road Committee for variance of General Order 143B and authority to explore and enter into negotiations for consideration and implementation pursuant to Public Utilities Code (PUC) §§ 1202, 7604 as a pilot project as permitted by SB 1491, and
A.03-07-049 - Application of the Pasadena Avenue Monterey Road Committee and City of South Pasadena for Variance of General Order 75-C, and
A.03-07-050 - In the Matter of the Application of the City of South Pasadena for Approval of Ordinance 2121 Relating to Limitations of Train Speeds Pursuant to Section 7658 of the California Public Utilities Code,
Commission Courtroom, San Francisco
(also January 27 - 30)
- 1/26/04**
10:00 a.m.
ALJ Malcolm
Comr Lynch
- A.02-07-050 (EH)** - In the Matter of the Application of SBC Pacific Bell Telephone Company (U 1001 C), a corporation, for Authority to Categorize Local DA Service as a Category III Service,
Commission Courtroom, San Francisco
(January 27 – 30 and February 2 – 3)
- 1/26/04**
10:00 a.m.
ALJ Pulsifer
Comr Kennedy
- R.95-04-043 (EH)** - Order Instituting Rulemaking on the Commission’s Own Motion into Competition for Local Exchange Service, and
I.95-04-044 - Order Instituting Investigation on the Commission’s Own Motion into Competition for Local Exchange Service,
Commission Courtroom, San Francisco
(also January 27 – 30 and February 2 – 6 at 9:00 a.m.)
- 2/9/04**
10:00 a.m.
ALJ Malcolm
Comr Lynch
- A.03-07-036 (EH)** - In the Matter of the Application of California American Water Company (U 210 W) for an order authorizing it to increase its rates for water service in its Los Angeles Division to increase revenues by \$1,354,500 or 7.56% in the year 2004, \$842,100 or 4.86% in the year 2005, and \$1,052,000 or 5.22% in 2006,
Commission Courtroom, San Francisco
(Also February 10 – 11 and February 23 – 24)
- 2/23/04**
10:00 a.m.
ALJ Walker
Comr Brown
- C.02-07-044 (EH)** - The Utility Consumers’ Action Network (UCAN), Complainant, v. Pacific Bell Telephone Company, AOL-Time Warner, Inc., Does 1-100, Defendants,
Commission Courtroom, San Francisco
(also February 24 – 27)
- 2/24/04**
2:00 p.m.
ALJ Barnett
Comr Wood
- A.02-05-004 (PHC) (PHASE 2)** - Application of Southern California Edison Company (U 338-E) For Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2003, And to Reflect That Increase in Rates, and
I.02-06-002 - Investigation on the Commission’s Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Edison Company,
Commission Courtroom, San Francisco
- 3/1/04**
10:00 a.m.
ALJ Barnett
Comr Wood
- A.02-05-004 (EH) (PHASE 2)** - Application of Southern California Edison Company (U 338-E) For Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2003, And to Reflect That Increase in Rates, and
I.02-06-002 - Investigation on the Commission’s Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Edison Company,
Commission Courtroom, San Francisco
(also March 2 - 4; March 8 - 11; and March 15 – 18)

3/1/04
10:00 a.m.
ALJ TerKeurst
Comr Lynch

I.02-11-040 (EH) - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001, and
I.03-02-033 - Order Instituting Investigation Whether San Diego Gas & Electric Company, Southern California Gas Company and Their Holding Company, Sempra Energy, Respondents, Have Complied With Relevant Statutes and Commission Decisions, Pertaining to Respondents' Holding Company Systems and Affiliate Activities,
Commission Courtroom, San Francisco
(also March 2 – 5; March 8 – 12; March 15 – 19; and March 22 - 26)

6/14/04
9:30 a.m.
ALJ Duda
Comr Peevey

R.93-04-003 (EH) (Verizon UNE Phase) - Rulemaking on the Commission's Own Motion to Govern Open Access to Bottleneck Services and Establish A Framework for Network Architecture Development of Dominant Carrier Networks, and
I.93-04-002 - Investigation on the Commission's Own Motion into Open Access and Network Architecture Development of Dominant Carrier Networks,
Commission Courtroom, San Francisco
(also June 15 - 18)

NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the "Filing of Notice of Denial of Request for Ex Parte Meeting." The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission's Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.

NONE

NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))

NONE

NOTICE OF EX PARTE COMMUNICATIONS

Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.

10/15/03	A01-02-024	AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to reexamine the recurring costs and prices of unbundled switching in its first annual review of unbundled network element costs pursuant to Ordering Paragraph 11 of D99-11-050.
	A01-02-035	AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to reexamine the recurring costs and prices of unbundled loops in its first annual review of unbundled network element costs pursuant to Ordering Paragraph 11 of D.99-11-050.

- A02-02-031 Telephone Connection Local Services, LLC (U5522-C), for the Commission to Reexamine the Recurring Costs and Prices of the DS-3 Entrance Facility Without Equipment in its Second Annual Review of Unbundled Network Element Costs pursuant to Ordering Paragraph 11 of D99-11-050.
- A02-02-032 AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Interoffice Transmission Facilities and signaling Networks and Call-Related Databases in its Second Annual Review of Unbundled Network Element Costs pursuant to Ordering Paragraph 11 of D99-11-050.
- A02-02-034 Pacific Bell Telephone Company (U 1001 C), for the Commission to Re-Examine the Costs and Prices of the Expanded Interconnection Service Cross-Connect Network Element in the Second Annual Review of Unbundled Network Element Costs pursuant to D99-11-050.
- A02-03-002 XO California, Inc. (U 5553 C), for the Commission to Re-Examine the Recurring Costs of DS1 and DS3 Unbundled Network Element Loops provided by Pacific Bell Telephone Company, as and for the Commission's Second Triennial Review of Recurring Unbundled Network Element Costs pursuant to Ordering Paragraph 11 of D99-11-050.

Summary: On October 9, 2003, Cynthia Marshall, Senior Vice President, Regulatory & Constituency Relations, Pacific Bell Telephone Company dba SBC California (SBC) sent a letter (copy attached to the notice) to Pres. Peevey. Tony Bixler, Vice President of Communications Workers of America, District 9, also signed the letter. Copies of the letters were sent to Cmmrs. Lynch, Wood, Kennedy, and Brown. The letter sets forth the concerns expressed by numerous municipalities, community groups, elected officials and others throughout the state about the harmful consequences to the state's telecommunications infrastructure which have resulted since the Commission's May 16, 2002 interim opinion adopting below-cost UNE-P rates.

Filer: Pacific Bell Telephone Company

Contact: Thomas Selhorst

Phone: (415) 542-7715

email: thomas.selhorst@sbccom

- 10/15/03 R01-09-001 Order instituting rulemaking on the Commission's own motion to assess and revise the new Regulatory Framework for Pacific Bell and Verizon California Incorporated.
- I01-09-002 Order instituting investigation on the Commission's own motion to assess and revise the New Regulatory Framework for Pacific Bell and Verizon California Incorporated.

Summary: On October 10, 2003, Yvette Hogue, Executive Director-Regulatory Proceedings, Pacific Bell Telephone Company (SBC California), had a telephone conversation with Robert Wullenjohn, advisor to Cmmr. Brown. Hogue stated that the alternate of Cmmrs. Lynch and Wood should be modified with regard to issues referred to Phase 3B of the New Regulatory Framework proceeding. Hogue argued that service quality issues that impact all California consumers should be addressed in R02-12-004. Hogue noted that there is no evidence in the record to justify making a new issue in phase 3B that would address the transfer of functions to unregulated utilities.

Filer: Pacific Bell Telephone Company

Contact: Claudia Barros

Phone: (415) 542-3820

- 10/15/03 R01-10-024 Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development.

Summary: *THIS IS AN AUGMENTED NOTICE OF AN EX PARTE COMMUNICATION THAT*

WAS FILED ON OCTOBER 3, 2003, AND APPEARED IN THE CALENDAR OF OCTOBER 10, 2003. On September 30, 2003, Bruce Foster, Vice President of Regulatory Operations of Southern California Edison Company (SCE), met with Pres. Peevey in San Francisco. Also present was Lars Bergmann, Director of QF Resources, (SCE). Copies of parties' briefs filed with the Commission, and SCE's August 29, 2003 press release concerning renewable energy, available at <http://www.edisonnews.com>, were used. Foster and Bergmann discussed SCE's opposition to the motion of the California Wind Energy Association for an order requiring changes to SCE's August 2003 Renewable Resources RFP.

Filer: Southern California Edison Company

Contact: Henry Romero

Phone: (626) 302-4124

email: henry.romero@sce.com

10/16/03	R01-10-024	Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development.
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Summary: On October 10, 2003, Nancy Rader, Executive Director of California Wind Energy Association (CalWEA), met with Julie Fitch, advisor to Pres. Peevey, at the office of enXco in Tracy, California. Also present were Roosevelt Grant, advisor to Pres. Peevey, Aaron Johnson and Mike Campbell, advisors to Cmmr. Lynch, David Gamson, advisor to Cmmr. Brown, Brian Prusnek, advisor to Cmmr. Kennedy, Steve Weissman and Manuel Ramirez, advisors to Cmmr. Wood, Dan Adler, John Galloway, and Don Smith, for the Commission, Lisa Cottle and Joseph Karp of White & Case LLP, attorney for CalWEA, and George Hardie of G3 Energy. Hardie discussed the amount of wind generation in the Altamont pass and G3 Energy's plans to repower existing wind generators. Rader discussed the difficulties associated with obtaining federal production tax credits and in negotiating with the utilities. Karp stated that the utilities have not necessarily accepted that they need to purchase, at avoided cost prices, power provided by qualifying facilities in excess of amounts already being generated under existing contracts, but the Commission has a proceeding to address this issue.

Filer: Buena Vista Energy, LLC and California Wind Energy Association

Contact: Enoch H. Chang

Phone: (415) 544-1100

email: echang@whitecase.com

10/16/03	R01-09-001	Order instituting rulemaking on the Commission's own motion to assess and revise the new Regulatory Framework for Pacific Bell and Verizon California Incorporated.
	I01-09-002	Order instituting investigation on the Commission's own motion to assess and revise the New Regulatory Framework for Pacific Bell and Verizon California Incorporated.

Summary: LATE FILED. On October 1, 2003, Darwin E. Farrar, attorney for the Office of Ratepayer Advocates (ORA), met with Cmmr. Brown in San Francisco. Also present were Robert Wullenjohn, advisor to Cmmr. Brown, Dale Piiru, Senior Analyst, ORA, and Robert Finkelstein, attorney for The Utility Reform Network. Farrar expressed ORA's support for the Lynch/Wood alternate (LWA), and noted that even with the recently announced revisions to the Kennedy/Peevey alternate (KPA), the LWA was the better of the two. Farrar noted that while the revisions in the KPA slightly improved the tone of that alternate, they were more cosmetic than substantive. Piiru also expressed concern that even with the language confirming that service quality would be addressed in Phase 3B, parties would seek to severely limit such Phase 3B issues. Farrar concluded by noting that the LWA is a more reasonable outcome by virtue of its elimination of any future factual or legal disputes over the assertions made in that material.

Filer: Office of Ratepayer Advocates – Farrar

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Summary: LATE FILED. On October 6, 2003, Darwin E. Farrar, attorney for the Office of Ratepayer Advocates (ORA), met with Thomas Long, advisor to Cmmr. Lynch, in San Francisco. Also present were Lee-Whey Tan, analyst, James Simmons, Analyst, and Richard Smith, Director, of the ORA. Farrar discussed legal errors in the New Regulatory Framework (NRF) 2A and 2B alternate draft decisions. Tan

and Simmons identified various factual errors in the NRF 2A and 2B alternates. Farrar concluded by noting that the draft proposed decision offers a more reasonable outcome and is more consistent with prior Commission decisions and policies.

Filer: Office of Ratepayer Advocates – Farrar

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10/16/03	A02-03-047	Southern California Gas Company and San Diego Gas and Electric Company, for Authority to Continue Funding of LEV Programs.
	A02-03-048	Southern California Edison Company, to Extend the Operation of its Electric Vehicle Adjustment Clause Mechanism and Related Accounts until the date of the Commission's Final Decision in Edison's Test Year 2003 General Rate Case Proceeding.
	A02-03-049	Pacific Gas and Electric Company (U 39-E), for Review of and Authorization for Recovery of Costs relating to its Low Emission Vehicle (LEV) Program for 2002 through 2005.

Summary: On October 14, 2003, Sabrina Chaw, Regulatory Representative, Regulatory Relations, Pacific Gas and Electric Company (PG&E), had a telephone conversation with David Gamson, advisor to Cmmr. Brown, and also met with Julie Fitch, advisor to Cmmr. Peevey, in San Francisco. At the meeting with Julie Fitch also present were Roosevelt Grant, advisor to Cmmr. Peevey, Belinda Gatti, advisor to Cmmr. Brown, and Norm Stone, Manager, Customer Energy Management, and Gail Slocum, attorney, for PG&E. Chaw stated that Cmmr. Kennedy's alternate decision (KAD) is a well-reasoned decision which is superior to Cmmr. Lynch's alternate decision (LAD) because KAD recognizes the importance of the Low-Emission Vehicle (LEV) industry, while the LAD deceptively harms the LEV industry with its proposed actions. Chaw noted a few recommended changes to the KAD. Slocum indicated that it was more administratively prudent and supportive of the still transitioning LEV industry to change the KAD to reflect multi-year funding approval, with a possible evergreen provision. Stone emphasized that even CARB and CEC pointed out that a self-sustaining LEV market is not likely before 2010.

Filer: Pacific Gas and Electric Company

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10/17/03	A03-08-002	Community Redevelopment Agency of Union City and Pacific Gas and Electric Company, for an order authorizing the sale and conveyance of a certain parcel of land in Alameda County pursuant to Public Utilities Code Section 851.
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Summary: On October 16, 2003, Carolyn Gold, attorney for Community Redevelopment Agency of the City of Union City, sent an e-mail (copy attached) to ALJ Thomas.

Filer: City of Union City

Contact: Carolyn A. Gold

Phone: (510) 836-6336

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